



PATENT
HMD2000-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Giaccherini et al.

Examiner: Ly, Anh Vu H.

Serial No.: 09/579,324

Group Art Unit: 2667

Title: **Method for Using
Excess Communication Capacity**

Filed: 25 May 2000

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

The undersigned hereby certifies that this document is being transmitted to the United States Patent Office by U.S.P.S. First Class Mail in accordance with the provisions of 37 CFR Section 1.8 on the date subscribed to below, and is addressed to The Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



Thomas N. Giaccherini, Registration No. 31,075

Date 25 Oct 2004.

**PETITION FOR ONE MONTH EXTENSION OF TIME
TO SUBMIT NOTICE OF APPEAL**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The Applicants submit this Petition to enable their submission of a Notice of Appeal in response to a Second Office Action dated 24 June 2004. The Second Office Action provided a shortened statutory period for response, which expired on 24 September 2004. This Petition for a One Month Extension of Time which will extend the period for response until 25 October 2004, since 24 October falls on a Sunday.



The Applicants have submitted an Authorization to Charge the Attorney of Record's Credit Card for the Petition Fee, which is \$55.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Thomas N. Giaccherini".

25 Oct 2004.

Thomas N. Giaccherini,
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